



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: )  
KUIPERS, CHARLES et al. )  
Serial No.: 10/706,686 )  
Filed: 11/12/2003 )  
Title: ) Group Art Unit No. 2834  
BEARING-LIKE DEVICE USING MAGNETIC )  
FORCE TO ACTIVELY AID OR ENHANCE ) Examiner: Cuevas, Pedro J.  
TURNING OR SPINNING MOVEMENT )

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Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

Sir:

TERMINAL DISCLAIMER TO OBVIATE A  
DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

The owners, Charles Kuipers and Samuel Stoltzfus, of the entire interest in the instant application hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,731,038. The owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of

the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

A check in the amount of \$55.00 is enclosed as required by 37 C.F.R. 120(d).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

  
Charles Kuipers

08-09-04  
Date

  
Samuel Stoltzfus

08-09-04  
Date

(Docket No. 0009.001)